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09/043433

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:) Art Unit

David D. Mundschenk) Atty. Docket 15050.4.2

Serial No. 09/043,433)

Filed: March 19, 1998)

For: TOPICAL FORMULATIONS)
AND DELIVERY SYSTEMS)

Hon. Commissioner of
Patents and Trademarks
Washington, D.C. 20231

CERTIFICATE OF MAILING

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4 November 1998

Madlyn E. Thompson

4 November 1998

Date of Signature

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT
WITHIN THREE MONTHS OF FILING OR BEFORE MAILING
OF FIRST OFFICE ACTION

SIR:

The Information Disclosure Statement submitted herewith is being filed within three months of the filing date of the application or date of entry into the national stage of an international application or before the mailing date of a first Office Action on the merits, whichever occurs last. 37 CFR 1.97(b)

Dated: 4 Nov 1998

Respectfully submitted,

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Madely E. Thorpe

4 November 1998

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INFORMATION DISCLOSURE STATEMENT

SIR:

In accordance with the duty of disclosure, a completed Form PTO-1449 is enclosed.

Consideration of each of the listed references by the Examiner is respectfully requested.

Applicant also respectfully requests that an initialed copy of Form PTO-1449 indicating such consideration be returned with the next Official Action, as set forth in MPEP 609. Attached hereto are copies of the following references, the relevance of each of which will be found on that page or pages of the application where it is cited.

<u>Reference</u>	<u>Page where cited</u>
H. Mintzer, "Aerosols", Chapter 10 in <u>Pharmaceutical Dosage Forms - Disperse Systems</u> , Marcel Dekker, Inc. pp. 204-220 (1989)	1
D. Garlen, "Toothpastes", Chapter 14, pp. 511-532 in <u>Pharmaceutical Dosage Forms - Disperse Systems</u> , Marcel Dekker, Inc. 1989	2
"Surfactants in Oral Hygiene Products", pp. 299-347 in <u>Surfactants in Cosmetics</u> , M. Reiger ed., Marcel Dekker, Inc. 1985	2

CRC Handbook of Food, Drug and Cosmetic Excipients, S. Smolinske,
pp. 359-362 (1992)

2

P. Barkvoll. ("Should toothpastes foam? Sodium lauryl sulfate - a
toothpaste detergent in focus", Norske Tannlaegeforenings Tidende
99(3)82-4 (1989))

2

"Mouthwashes and Gargles", p. 1680, in American Hospital Formulary
Services - Drug Information 1992, G. McEvoy et al. eds., American
Society of Hospital Pharmacists)

3

U.S. Patent No. 4,657,758

2

U.S. Patent No. 4,666,708

2

U.S. Patent No. 4,687,663

4

U.S. Patent No. 4,964,539

4

U.S. Patent No. 5,020,694

4

U.S. Patent No. 5,038,963

4

U.S. Patent No. 5,059,417

4

U.S. Patent No. 5,084,268

4

U.S. Patent No. 5,104,644

4

U.S. Patent No. 5,174,990

4

U.S. Patent No. 5,208,010

4

Design Patent No. D 315,496

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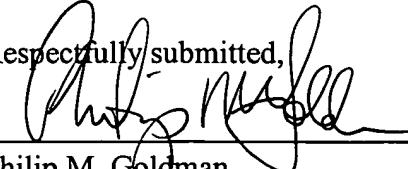
By submitting these references, applicant does not admit that the references are prior art
to or material to this application, and reserves the right to establish that any reference is not prior
art. Applicant does not represent that the references have been reviewed in detail; there may be
details in the references of which applicant is unaware.

The Commissioner is hereby authorized to charge any additional filing fees required to

Deposit Account No. 06-1910. A duplicate copy of this sheet is enclosed.

Dated: 4 Nov 1998

Respectfully submitted,


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